

COMMON COUNCIL

November 25, 1997

Mayor Joseph L. Biviano presided at a special meeting of the Common Council held at 6:30 PM on November 25, 1997, at One Court Plaza.

Present:

Mayor Joseph L. Biviano
Ald. George Carnrike
Ald. Patrick McNeil
Ald. Robert Rabinowitz
Ald. James Dennis 6:50 PM

Also:

Director of Finance/Clerk William Roberts
Director of H.R. Deborah DeForest
Fire Chief Ed Schuurman
Police Chief Joseph Angelino
Deputy Clerk Donna Russell

Mayor Biviano called the special meeting to order at 6:30 PM.

Proposed 1998 Budgets: Ald. McNeil moved to receive the proposed 1998 General, Water, Wastewater, Special Grant, Unemployment Insurance Reserve and Debt Service Fund budgets (attached) and set public hearings for 7 PM on December 9, 1997. Seconded by Ald. Rabinowitz and duly adopted, ayes all with the Mayor voting aye.

Proposed Ordinance No. 16 of 1997 – Ald. McNeil moved to receive a proposed ordinance to amend certain water and sewer use rates in the City of Norwich and set a public hearing for 7 PM on December 9, 1997. Seconded by Ald. Rabinowitz and duly adopted, ayes all with the Mayor voting aye.

ORDINANCE NO. (16)
OF 1997

AN ORDINANCE TO AMEND CERTAIN WATER AND SEWER USE
RATES IN THE CITY OF NORWICH

BE IT ORDAINED by the Common Council of the City of Norwich, New York, as follows:

Section 1. The water use rate is hereby established as follows:

Per Quarter

Minimum Charge up to 1,000 cubic feet	{ \$20.19 } <u>\$22.01</u>
Additional Charge per 100 cubic feet	
1,000 to 13,000 cubic feet	{ 1.65 } <u>1.80</u>
13,000 to 50,000 cubic feet	{ 1.55 } <u>1.69</u>
50,000 and over	{ 1.34 } <u>1.46</u>

Fire Service

1 ½ inch service	60.00
6 inch service	110.00
8 inch service	190.00
12 inch service	220.00

Hydrant Charge

Per Each Hydrant	55.00
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Section 2. The sewer use rate is hereby established at { \$2.26 } \$2.40 per 100 cubic feet.

Section 3. Quarterly bills not paid by the 15th day of the succeeding month will be considered past due and a five percent (5%) late fee will be applied to the balance.

Section 4. Monthly bills not paid by the 1st day of the succeeding month will be considered past due and a three point two five percent (3.25%) late fee will be applied to the balance.

Section 5. The Common Council may, from time to time as necessary, adopt formal policies under which service to both quarterly and monthly account may be terminated for non-payment.

New material is underlined; deleted material is {bracketed}

Section 6. This ordinance shall take effect January 1, 1998, shall be reflected in the billing of April 1, 1998, and shall amend previous ordinances establishing rates for such services.

Proposed Local Law No. 5 of 1997 – Ald. McNeil moved to receive a proposed local law amending the Charter as it relates to split payments and fees on payment of property taxes and set a public hearing for 7

PM on December 9, 1997. Seconded by Ald. Rabinowitz and duly adopted, ayes all with the Mayor voting aye.

LOCAL LAW NO. (5)

OF 1997

A LOCAL LAW TO AMEND THE CHARTER OF THE CITY OF NORWICH AS IT RELATES TO SPLIT PAYMENTS AND FEES ON PAYMENT OF PROPERTY TAXES

BE IT ENACTED by the Common Council of the City of Norwich, as follows:

Section 1. Sections 210, 211 and 218 of Title XII, Assessment and Taxation of the Charter of the City of Norwich be and hereby is amended as follows:

Section 210. Issue of tax roll and warrant to Director of Finance

The Director of Finance, under the direction of the Common Council, shall extend and apportion the city tax and, in a separate column, the state and county taxes on the assessment roll delivered to him in each year, and shall file the same in his office. Then and on or before the 15th day of December, or as soon thereafter as practicable, a warrant shall be annexed to the original roll of the taxes extended therein as aforesaid and be signed by the Mayor and the City Clerk under the seal of the city, commanding the Receiver of Taxes to receive and collect the several sums in the tax roll specified as assessed against the property therein mentioned or described with such percentage or penalty and interest as is in this Act provided, in the manner provided by law. Such tax, including city and county, shall become due on the first day of January in each year and shall be payable in two (2) installments, the first installment, together with any annual installment of any assessment, shall be payable on or before the thirty-first [first] day of January in such year, and the second installment shall be payable on or before the thirty-first [first] day of May following. Each of said installments shall be fifty per centum (50%) of said tax. The Receiver of Taxes shall receive and collect the relative proportions of the installments payable on or before the thirty-first [first] day of January and on or before the thirty-first [first] day of May respectively as hereinafter provided. On the first day of January of each year, all taxes assessed and levied upon any real estate shall be a lien upon such real estate for the amount thereof, and the percentages and interest as they accrue shall also be a lien.

Section 211. Notice of receiving taxes.

After the date of the tax warrant, the Receiver of Taxes shall publish a notice in the official newspaper once a week for two (2) consecutive weeks and shall post such notice in three (3) public places, stating:

1. That he has received the warrant for collection of state, county and city taxes; and
2. When the taxes are due and payable; and
3. The penalties for failure to pay the same on time.

[During the month of January every person, corporation or association may pay to the Receiver of Taxes the total amount of the two (2) tax installments without an additional charge. Every person, corporation or association may pay the first installment with a fee of one per centum (1%) during the month of January; for the month of February following, two-per-centum fees will be collected; for the month of March, five-per-centum fees will be collected. At least ten (10) days before the second installment of tax upon said roll shall become due, the Receiver of Taxes shall publish and post notice in the same manner that during the month of May, the second installment may be paid to said Receiver of Taxes with a fee of one per centum (1%); for the month of June following, a fee of two per centum (2%) will be collected; for the month of July, a fee of five per centum (5%) will be collected. If the first installment of the tax has not been paid prior to April 1st in each year, then the full amount of the tax will become due and payable on the 1st of May with a fee of five per centum (5%) and interest thereon at the rate of one per centum (1%) per month from the original date of warrant. If the second installment of tax has not been paid prior to August 1st in each year, a fee of five per centum (5%) and interest thereon at the rate of one per centum (1%) per month from the original date of warrant will be collected.]

During the fiscal year for which they have been levied, taxes may be paid either in full, or in two equal installments, according to the following schedule:

<u>Total Tax:</u>	<u>May be paid in full from January 1st through March 31st. (If no payments are made prior to April 1st, total tax is past due and payable in full.)</u>	
<u>First Installment:</u>	<u>May be paid from January 1st through March 31st. (If not paid prior to April 1st, total tax is past due and payable in full.)</u>	
<u>Second Installment:</u>	<u>May be paid after payment of First Installment, through July 31st. (If not paid prior to August 1st, second installment is past due.)</u>	
<u>Fees Charged:</u>	<u>On all tax amounts paid within the month of:</u>	<u>Fee Due:</u>
	January	0.0%
	February	1.5%

March	2.0%
April	2.5%
May	3.0%
June	11.0%
July	12.0%
August	15.0%
September	16.0%
From October 1 st through day prior to tax sale:	17.5%
From date of tax sale through date of redemption:	17.5% per annum

The fees and interest provided in this section shall be the property of the city.

Section 218. Redemption of lands.

The owner of, or any person interested in or having a lien upon, any parcel or lot so sold, may redeem the same from such sale at any time within fifteen (15) months by paying to the Director of Finance for the use of the purchaser or his assigns or, if they shall have been redeemed by any person other than the owner thereof, then for the use of such person, the sum mentioned in the certificate as having been bid for the premises, with interest thereon at the rate of seventeen and one half (17.5%) [ten] per centum from the day of sale, together with any tax or assessment upon any parcel thereof that the said purchaser or assigns before redeeming shall have been paid between the day of sale and the day of redemption, with interest at the rate of seventeen and one half (17.5%) [ten] per centum upon such tax or assessment from the time of payment.

In case of the redemption of any land sold for taxes as herein provided, by the person who was the owner thereof at the time of the sale, the Director of Finance shall give such owner a receipt for the amount paid by him to effect such redemption, and on the production thereof by the owner to him the County Clerk shall cancel the certificate of sale by a proper entry at the foot of the record of such certificate in his office.

Underlined material is new; {bracketed} material is deleted.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State.

Executive Session – Ald. McNeil moved to go into executive session at 6:45 PM to discuss the personnel history of particular individuals. Seconded by Ald. Carnrike and duly adopted, ayes all.

Ald. Rabinowitz moved to go out of executive session at 6:51 PM. Seconded by Ald. McNeil and duly adopted, ayes all.

Proposed Local Law No. 6 of 1997 – Ald. Rabinowitz moved to receive a proposed local law to amend the Charter as it relates to residency of department heads and deputies and set a public hearing for 7 PM on December 9, 1997. Seconded by Ald. McNeil and duly adopted, ayes all.

LOCAL LAW NO. (6)

OF 1997

A LOCAL LAW TO AMEND THE CHARTER OF THE CITY OF NORWICH AS IT RELATES TO RESIDENCY OF DEPARTMENT HEADS AND DEPUTIES

BE IT ENACTED by the Common Council of the City of Norwich, as follows:

Section 1. The Charter of the City of Norwich be and hereby is amended as follows:

Section 130. Creation of Departments

The departments of the City shall be the Departments of Law, Records, Finance, Human Resources, Community Development, Public Works, Public Safety and Human Services, together with such other departments as may be created from time to time by the Common Council.

{All heads of departments and any deputies to such heads of departments shall be residents of the City, except as otherwise specifically provided by the Common Council, and shall hold such other qualifications as may be provided for by the Council or by law.} The Common Council shall determine the qualifications required for all heads of departments and any deputies to such heads of departments. City residency shall be preferred but not required for said positions.

Any person, when designated by the {appointing authority} Common Council, may serve as the head of more than one department or may serve in more than one capacity at the same time.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State.

Underlined material is new; {bracketed} material is deleted.

Adjournment – Ald. McNeil moved to adjourn at 6:59 PM. Seconded by Ald. Rabinowitz and duly adopted, ayes all.